

GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Agricultural Marketing Department - Land acquisition of land of construction of Cattle Market Yard at Bhainsa (M) Adilabad District – Compensation enhanced by lower court in O.P.No.4/94 and disposed of with enhancement from Rs.7,500/- to Rs.50,000/- - payment of balance decretal charges Orders – Issued.

AGRICULTURE & COOPERATION(AM.II.2) DEPARTMENT

G.O.Rt.No. 1150

Dated 21.8.2010

Read the following:-

1. G.O.Rt.No.1338 Agri & Coop (AM.II) Department dt.17.10.2007
2. From the Commissioner & Director of Agricultural Marketing, A.P., Hyderabad letter No.SII(3)245/2007 dated 8.7.2008
3. G.O.Rt.No. 1429 Agri & Coop (AM.II) Department dt.19.11.2008
4. From the Spl.CS & CCLA, A.P., Hyderabad Letter No.G3/1913/2009 dated 11.1.2010.
5. Government Memo No.495/AM.II.2/2007-3 dated 10.2.2010.
6. From the Commissioner & Director of Agricultural Marketing, A.P., Hyderabad Letter No.SIII(1)245/2007 dated 3.6.2010.

O R D E R:-

In the reference 1st read above, orders were issued for sanction of an amount of Rs.2,89,036 towards payment of decretal charges as per the orders in O.P.No.4/94 dated 13.4.1995 and as confirmed by the Hon'ble High Court of A.P. in its orders in A.s.No.1950/98 dt.20.10.2005 for the land acquired to an extent of Acres 6.08 Guntas at Bhainsa Village, Adilabad District for the purpose of establishment of cattle Market Yard, and also requested the C&DoAM to take action for obtaining supplementary grant at appropriate time during the current financial year 2007-2008 towards recoupment to the advance sanctioned from the Contingency Fund.

2. In the reference 2nd read above the Commissioner & Director of Agricultural Marketing has directed the Secretary, AMC Bhainsa to contact the Revenue Authorities/Treasury Authorities to submit necessary proposal in the formats prescribed but they have not given any guidance in the matter. The action for obtaining supplementary grant during 2007-2008 as prescribed could not be obtained towards re-coupement of the above Rs.2,89,036/- from Contingency Fund. Further the RDO Nirmal has requested the Secretary AMC Bhainsa to deposit decretal amount of Rs.2,89,036/- and also file SLP in the Hon'ble Supreme Court. The Secretary AMC has sought suitable clarification by renewal of orders issued in the reference 1st cited, to avoid legal complications. The Commissioner & Director of Agricultural Marketing has finally stated that the action on the order issued vide G.O.Rt.No.1338 A&C (AM.II) Department dated 17.10.2007 and Govt.Memo.No.495/AM.II(2)/2007 has not been taken, and requested the Govt. to arrange to renew the orders issued in the said G.O. so as to enable to take further action.

3. Government after examination in consultation with the Finance Department renewed orders issued in the reference 1st read above . vide reference 3rd read above. and also requested the Commissioner & Director of Agricultural Marketing, to take obtaining supplementary grant at appropriate time during the current financial year 2008-2009 towards recoupment to the advance sanctioned from the contingency fund. In the reference 4th cited the Special Chief Secretary & Chief Commissioner Land Administration in his letter dated 11.1.2010 while enclosing the proposal of District Collector, Adilabad with relevant material and comparative calculation in O.P.No.4/04 (which was already examined and issued orders) for acquisition of land an extent of 6.08 acres at Bhainsa Village and Mandal for extension of cotton Market Yard, and requested to take an appropriate decision to sanction the decretal amount of Rs.8,09,250/-.

P.t.o.,

4. In the reference 4th read above, the Commissioner & Director of Agriculture Marketing has been requested to examine the proposal of SCS & CCLA for sanction of decretal amounts for Rs.8,09,250/-for acquisition of land an extent of 6.08 acres at Bhainsa Village and Mandal for extension of cotton Market Yard, as ordered by the Hon'ble A.P. High Court in OP No.4/94 AS No.1950/1998.

5. In the reference 6th read above the Commissioner & Director of Agricultural Marketing has informed that an amount of Rs.2,89,036/- has already been deposited with the Revenue Divisional Officer, Nirmal towards decretal charges of land to an extent of 6.08 acres for establishment of Cattle Market at Bhainsa as per the orders in O.P.No.4/94 AS.No.1950/98, further he has informed that still an amount of Rs.5,20,214/- has to be deposited the Revenue Divisional Officer towards payment of balance amount for the compensation of land to the extent of 6.08 acres (Rs.8,09,250 - 2,89,036 (already deposited) = Rs.5,20,214/- and requested the Government to accord sanction of Rs.5,20,214/- (five lakhs twenty thousand two hundred and fourteen only) from the funds of AMC Bhainsa to deposit the same with the Revenue Divisional Officer, Nirmal towards payment of balance compensation

6. Government after careful examined the matter hereby by sanction an amount of Rs.5,20,214/- (Rupees five lakhs twenty thousand and two hundred and fourteen only) towards payment of decretal charges in collection with acquisition of land to an extent of 6.08 acres for Establishment of Cattle Market at Bhainsa as per the orders in O.P.No.4/94 AS No.1950/98.

7. The expenditure sanctioned at para 6 above shall be debited to "2435 other Agricultural Programmers -01 Marketing and Quality Control – MH -001 Direction and Administration – SH(03) District Offices -500- other charges (Charged) – 501 Compensation (charged)" and shall initially be met by way of an advance from Contingency Fund orders regarding which will be issued by Finance (BG) Department separately.

8. The Commissioner & Director of Agricultural Marketing is requested to take action for obtaining supplementary grant at appropriate time during the Financial Year 2010-2011 towards recoupment to the advance sanctioned from the Contingency fund.

9. This orders issues with the concurrence of Finance (Exp.A&C) Department vide their U.O.No. 21908/367/A2/eac/2010 Dated 17.8.2010.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

K.R.KISHORE,
PRINCIPAL SECRETARY TO GOVERNMENT

To
The Commissioner & Director of Agricultural Marketing, A.P., Hyderabad
The Special Chief Secretary & Chief Commission Land Administration,
Andhra Pradesh., Hyderabad.
The Director of Treasuries & Accounts., A.P., Hyderabad
The District Treasury Officer, Adilabad
The Prl. Accountant General(A&E) AP Hyderabad.
Fin (Exp.A&C/BG) Department
SF/Sc

//forwarded;;by order//

Section Officer